

Applicant or Patentee; Douglas H. Robinson  
Serial or Patent No.: 09/382,816 Attorney's Docket No. 2149-107  
Filed or Issued: August 25, 1999  
For: METHODS FOR THE ISOLATION OF BACTERIA CONTAINING EUKARYOTIC GENES

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled METHODS FOR THE ISOLATION OF BACTERIA CONTAINING EUKARYOTIC GENES described in

- ☐ the specification filed herewith  
☒ application serial no. 09/382,816, filed August 25, 1999  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization  
☐ persons, concerns, or organizations listed below\*

\*Note: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any application issuing thereon, or any patent to which this verified statement is directed.

<u>Douglas H. Robinson</u>		
<u>NAME OF INVENTOR</u>	<u>NAME OF INVENTOR</u>	<u>NAME OF INVENTOR</u>
<u><i>Douglas H. Robinson</i></u>		
<u>Signature of Inventor</u>	<u>Signature of Inventor</u>	<u>Signature of Inventor</u>
<u>11/12/99</u>		
<u>Date</u>	<u>Date</u>	<u>Date</u>





Docket No. 2149-102A

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, on the invention entitled METHODS FOR THE PRODUCTION OF BACTERIA CONTAINING EUKARYOTIC GENES, the specification of which

☒ is attached hereto.

☐ was filed on \_\_\_\_\_  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			Priority Claimed	
			<input type="checkbox"/>	<input type="checkbox"/>
			Yes	No
_____	_____	_____		
(Number)	(Country)	(Day/Month/Year)		

Prior Foreign Application(s)

			Priority Claimed	
			<input type="checkbox"/>	<input type="checkbox"/>
			Yes	No
_____	_____	_____		
(Number)	(Country)	(Day/Month/Year)		

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided

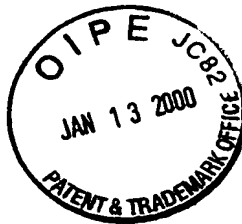
by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/261,977</u>	<u>June 17, 1994</u>	<u>PENDING</u>
(Application Serial No.)	(Filing Date)	(Status)
<u>                    </u>	<u>                    </u>	<u>                    </u>
(Application Serial No.)	(Filing Date)	(Status)

I or we hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C 20004

G. Franklin Rothwell, Reg. No. 18,125  
E. Anthony Figg, Reg. No. 27,195  
Barbara G. Ernst, Reg. No. 30,377  
George R. Repper, Reg. No. 31,414  
Lawrence G. Norris, Reg. No. 18,034  
Bart G. Newland, Reg. No. 31,282  
Vincent M. DeLuca, Reg. No. 32,408  
Celine M. Jimenez, Reg. No. 40,357  
Jeffrey B. McIntyre, Reg. No. 36,867  
Joseph A. Hynds, Reg. No. 34,627  
Michael G. Sullivan, Reg. No. 35,377  
Mark I. Bowditch, Reg. No. 40,315  
Barbara W. Walker, Reg. No. 35,400  
Moon Soo Lee, Reg. No. 37,377  
Robert J. Jondle, Reg. No. 33,915  
Kenneth M. Fagin, Reg. No. 37,615  
Stephen B. Parker, Reg. No. 36,631

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may



jeopardize the validity of the application or any patent issuing thereon.

FIRST NAMED INVENTOR	SIGNATURE	DATE
Douglas H. Robinson	<i>Douglas H. Robinson</i>	9/25/96
RESIDENCE	CITIZENSHIP	
Washington, D.C.	United States	
POST OFFICE ADDRESS		
2301 N Street, N.W., Apt. 507, Washington, D.C. 20037		